



DEPARTMENT OF THE NAVY

NAVAL SEA SYSTEMS COMMAND
1333 ISAAC HULL AVENUE
WASHINGTON NAVY YARD DC 20376-2101

IN REPLY REFER TO

5720

Ser SEA 00A5/DON-NAVY-2018-004943F

August 8, 2018

Mr. Alexander Ruhling
Cypress International
1201 E. Abingdon Drive
Suite 400
Alexandria, VA 22314

SUBJECT: FREEDOM OF INFORMATION ACT CASE DON-NAVY-2018-004943

Dear Mr. Ruhling:

This is a final response to your March 1, 2018, Freedom of Information Act (FOIA) request in which you seek copies of records (specifically names records/reports) reference SBIR/STTR Light High Speed Amphibious Vehicle awarded under contract N00024-12-C-4122, during the period 2011-2012.

A thorough search of this Headquarters files was conducted, specifically those files located in the Contracts Directorate (SEA 02). Knowledgeable personnel with that office were able to identify the aforementioned contract as responsive to your request.

I considered your request under the FOIA 10 U.S.C. § 552, as amended, and Secretary of the Navy Instruction 5720.42F. After a careful review of documents responsive to your request, it was determined that all information you are seeking would not be releasable under exemption(b) (6) of the FOIA.

Exemption (b)(6) requires withholding of information in files where disclosure "would constitute a clearly unwarranted invasion of personal privacy." In applying Exemption (b)(6), a balancing test must be done, weighing the privacy interests of the individuals named in a document against the public interest in disclosure of the information requested. The public interest in disclosure is one that will "shed light on an agency's performance of its statutory duties." Dep't of Justice v. Reporters Committee, 489 U.S. 749, 773 (1989). There is no public interest in the personal information redacted under (b)(6) in this request, and therefore the information is properly redacted.

Since the documents you have requested contain information that is prohibited from public disclosure for the reasons stated above, I am partially denying your FOIA request. The releasable portions of the requested documents are attached as an enclosure.

I am the official responsible for the decision regarding your request. You are advised of your right to appeal this decision. Should you decide to appeal this determination, you must do so in writing to:

Department of the Navy
Office of the General Counsel
1000 Navy Pentagon, Room 4E365
Washington, DC 20350-1000

Your appeal must be postmarked within 90 calendar days from the date of this letter. A copy of your initial request and this letter must accompany the appeal. The appeal should be marked "FREEDOM OF INFORMATION APPEAL" both on the envelope and the face of the letter. In order to expedite the appellate process and to ensure full consideration of your appeal, it should contain a brief statement of the reasons you believe this decision to be in error.

For this determination, you also have the right to seek dispute resolution services from either the Department of the Navy FOIA Public Liaison, Mr. Chris Julka, at: Christopher.a.julka@navy.mil, via phone: (703) 697-0031; or by contacting the Office of Government Information Services at: (<https://ogis.archives.gov/>), (202) 741-5770, ogis@nara.gov.

Questions regarding the action taken by this office to process your request may be directed to the Navy FOIA Service Center at (202) 685-0412 or via email at donfoia-pa@navy.mil.

Fees for processing your request have been waived in this instance. However, fees are assessed on a case-by-case basis and you may be charged for future requests.

If you have any questions concerning the foregoing, please contact Mr. Thomas Garrity, at 202-781-4985.

Sincerely,



JAVIER MARTINEZ
Initial Denial Authority

Enclosure: N00024-12-C-4122 (Base)
P00004 (Mod)
P00005 (Option)